

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

LABELTEX MILLS, INC.

Opposer

v.

LABELTEX S.R.L.

Applicant

Opposition No. 91161944

07-17-2006

U.S. Patent & TMO/c/TM Mail Rpt Dt. #21.

MOTION FOR ADDITIONAL EXTENSION OF TIME

Opposer hereby moves that discovery and testimony dates be extended for an additional period of ninety (90) days and reset as follows:

	<u>Date Presently Set</u>	<u>Reset Date</u>
Discovery period to close	July 23, 2006	October 21, 2006
Testimony period for Opposer to close (opening thirty days prior thereto)	October 21, 2006	January 19, 2007
Testimony period for Applicant to close (opening thirty days prior thereto)	December 20, 2006	March 20, 2007
Rebuttal period to close (opening fifteen days prior thereto)	February 3, 2007	May 4, 2007

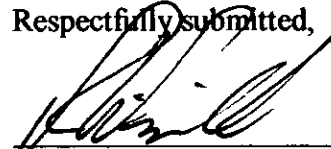
This Motion is not made for improper purposes or to delay the proceedings unreasonably. Both parties have served discovery requests and responses thereto and contemplate taking additional discovery in support of their respective contentions and defenses. Counsel for the parties are actively engaged in settlement negotiations which they are now guardedly optimistic will lead to the early and

mutually satisfactory resolution of this dispute. The extension requested is needed to enable the parties and their counsel to pursue their efforts to consummate a settlement agreement and, if an agreement cannot be reached, to complete their pending discovery.

While such settlement negotiations would normally not require an additional 3 months for completion, in this instance an extension of 90 days is reasonable. Applicant is an Italian national having its principal offices and plant in Italy. It anticipates that in keeping with local custom its offices and plant will be closed and its personnel unavailable during the month of August. Additionally, experience has shown that because of the hiatus, communications with Italian firms during the last week of July and the first week of September are not entirely dependable.

Applicant's counsel, Michael A. Grow, Esq., has consented to the requested extension. Accordingly, for the foregoing reasons, Opposer urges the Board to grant this motion.

Respectfully submitted,



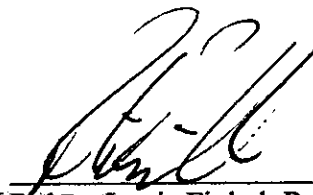
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Attorney for Opposer

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **MOTION FOR ADDITIONAL EXTENSION OF TIME** was served on Applicant's counsel on 14 July 2006, by United States mail, first class, with postage prepaid, as follows:

Michael A. Grow, Esq.
Arent Fox
1050 Connecticut Avenue NW
Washington, DC 20036-5339



Robert Louis Finkel, Reg. No. 19,601

CERTIFICATE OF MAILING

I hereby certify that the foregoing **MOTION FOR ADDITIONAL EXTENSION OF TIME** is being deposited with the United States Postal Service, first class mail postage prepaid, addressed as follows:

United States Patent and Trademark Office
Trademark Trial and Appeal Board
P. O. Box 1451
Alexandria, VA 22313-1451



Robert Louis Finkel, Reg. No. 19,601